

AUG 10 2004



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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/728,420	12/05/2003	Susan L. Woulfe	122294-1010

CONFIRMATION NO. 8619

GARDERE WYNNE SEWELL LLP
 Suite 3400
 1000 Louisiana
 Houston, TX 77002

FORMALITIES LETTER



OC000000012900498

Date Mailed: 06/08/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 CFR 1.822 and/or 1.823, as indicated on the attached copy of the marked-up "Raw Sequence Listing." Applicant must provide a substitute computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d).

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$130 for a Large Entity

08/11/2004 FFANAIAR 00000028 10728420

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130.00 DP

- **\$130** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

09 2004

TRANSMITTAL LETTER
(General - Patent Pending)

Docket No.
122294-1010

In Re Application of Woulfe, et al.

Application No. 10/728,420	Filing Date 12/5/03	Examiner Unknown	Customer No. 37176	Group Art Unit 1645	Confirmation No.
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Title:
ENGINEERED FAB' FRAGMENT ANTI-TUMOR NECROSIS FACTOR ALPHA IN COMBINATION WITH DISEASE MODIFYING ANTI-RHEUMATIC DRUGS

COMMISSIONER FOR PATENTS:

Transmitted herewith is:

1. Response to Notice of Missing Parts Mailed June 8, 2004;
2. Copy of Notice of Missing Parts;
3. Executed Declaration and Power of Attorney;
4. Statement Under 37 CFR Section 1.821(f);
5. Sequence Listing (paper copy and on CD);
6. Check in the amount of \$130.00; and
7. Acknowledgment Postcard.

in the above identified application.

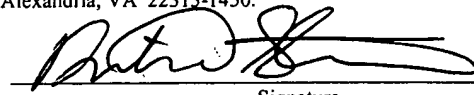
- ☐ No additional fee is required.
- ☒ A check in the amount of \$130.00 is attached.
- ☒ The Director is hereby authorized to charge and credit Deposit Account No. 07-0153 as described below.
- ☐ Charge the amount of
- ☒ Credit any overpayment.
- ☒ Charge any additional fee required.


Signature

Carol M. Nielsen Reg. No. 37,676
Gardere Wynne Sewell LLP
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Houston, TX 77002
713-276-5383 phone
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cnielsen@gardere.com

Dated: August 9, 2004

I certify that this correspondence is being deposited with the U.S. Postal Service Express Mail delivery service under 37 C.F.R. 1.10 and is addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.


Signature
Richard Stewart
Name of Person Signing

EV 169246173 US
"Express Mail" Mailing Label Number

Date of Signature: August 9, 2004

CC:



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application Of:

Woulfe et al.

Examiner: Unknown

Serial No.: 10/728,420

Filed: December 5, 2003

For: ENGINEERED FAB' FRAGMENT
ANTI-TUMOR NECROSIS FACTOR
ALPHA IN COMBINATION WITH
DISEASE MODIFYING ANTI-
RHEUMATIC DRUGS

CERTIFICATE OF MAILING

I hereby certify that this document is being deposited on this day with the U.S. Postal Service "Express Mail to Addressee" service under 37 C.F.R. 1.10 and is addressed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

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Richard Stewart

Typed or Printed Name of Person Mailing Correspondence

August 9, 2004

Date of Signature

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RESPONSE TO NOTICE OF MISSING PARTS MAILED JUNE 8, 2004

This is in response to the Notice of Missing Parts mailed on June 8, 2004 indicating that the declaration that has been filed with the application is unsigned, the computer readable form that has been filed with the application does not meet the requirements of 37 C.F.R. § 1.822 and/or 1.823, and that a substitute computer readable form must be submitted as required by 37 C.F.R. 1.825.

REMARKS

As required by the Notice To File Missing Parts Of Nonprovisional Application, applicants submit herewith a signed Declarations and a check in the amount of \$130.00.

Pursuant to the requirements of 37 C.F.R. 1.825, applicants submit a substitute computer readable form (CRF) copy of the "Sequence Listing;" a substitute paper copy of the "Sequence

Listing;" and a statement that the content of the paper and computer copies are the same, as required by 37 C.F.R. 1.821(f).

AMENDMENT TO SEQUENCE LISTING

Pursuant to 37 C.F.R. § 1.828, applicants submit herewith the enclosed substitute sheets amending the sequence to include the intentionally skipped sequence numbers and source of genetic material as requested. Also enclosed is a copy of the replacement disc in compliance with 37 C.F.R. § 1.52(e). No new matter has been added.

CONCLUSION


The present paper constitutes a complete response to the Office Communication mailed June 8, 2004. Applicants respectfully request reconsideration of the application in light of the substitutions. Applicant requests that this case be allowed and pass to issuance.

While the Applicant believes that no additional fees are due at this time, Applicant hereby authorizes the Commissioner to charge any fees that may be required by this paper to Deposit Account 07-0153.

Respectfully submitted,

Date: August 9, 2004

By:



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Attorney Docket No. 122294-1010